

TOWN BOARD MINUTES

January 6, 2003

Meeting No. 2

An Organizational and Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 6th day of January 2003 at 8:00 P.M. and there were

PRESENT: MARK MONTOUT, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: RICHARD ZARBO, COUNCIL MEMBER

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
CHRISTINE FUSCO, ASSESSOR
ROBERT LABENSKI, TOWN ENGINEER
RICHARD REESE JR., HIGHWAY SUPERINTENDENT
RICHARD SHERWOOD, TOWN ATTORNEY
JEFFREY SIMME, BUILDING INSPECTOR
GARY STOLDT, CHIEF OF POLICE
MARY ANN PERRELLO, DEPUTY TOWN CLERK

PERSONS ADDRESSING TOWN BOARD:

Beutler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matters:

- Questions about the sale of Fillmore Avenue property to James Basil.

Brett, James, 659 Harris Hill Road, spoke to the Town Board on the following matter:

- Asked about the status of Northeast-Southtowns Solid Waste Management Board (“NEST”); has concerns about the municipalities not functioning as a group through Northeast-Southtowns Southeast Management Board (“NEST”).

Chowaniec, Lee, 93 Northwood Drive, spoke to the Town Board on the following matters:

- Comments about SEQRA regulations, lead agency status.
- Questions about retention/detention pond on Williamsburg Lane.

Gull, Henry, 710 Pavement Road, spoke to the Town Board on the following matters:

- Questions regarding Records Access Officer designations; he is uncertain to whom he should direct his F.O.I.L. requests.

Howell, Gary, 48 Park Blvd, spoke to the Town Board on the following matters:

- Questions about “Certificate of Occupancy” and conditions; claims that Tim Horton’s on Walden Avenue was approved restricting left hand turns onto Walden Avenue; why was “Certificate of Occupancy” issued?

Juszczak, Joseph, 600 Pleasant View Drive, spoke to the Town Board on the following matters:

- Comments about compensatory time, vacation time and various issues regarding retired Police Chief Fowler.

Symer, Donald, 610 Columbia Avenue, spoke to the Town Board on the following matter:

- Endorsed the appointment of new Police Lieutenant.
- Questioned the awarding of police vehicle bids to DeLacy Ford.
- Questioned the locations of the projects in resolutions #3: Walden Collision, #8: Aero Auto Body Works and #9: Animal Eye Care.
- Questions about the consideration to bid refuse collection with the Town of Alden.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon the application of Donald Babcock, owner of Walden Collision, for a Special Use Permit for auto collision business on premises located at 4274 Walden Avenue.

The affidavits of publication of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/ Comments/Questions
None		

ON MOTION BY COUNCIL MEMBER STEMPIAK, AND SECONDED BY COUNCIL MEMBER RUFFINO, FOR ADJOURNMENT OF THE PUBLIC HEARING, on roll, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

The Public Hearing was adjourned at 8:31 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

January 6, 2003

PUBLIC HEARING SCHEDULED FOR 8:40 P.M.:

At 8:40 P.M., the Town Board held a Public Hearing to hear all interested persons upon the application of Kenneth Pezdek, owner of Aero Auto Body Works, for a Special Use Permit for an automotive repair business on premises situated at 975 Ransom Road.

The affidavits of publication of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/ Comments/Questions
Richard Korcz	4946 William Street	Questions

ON MOTION BY COUNCIL MEMBER STEMPNIAK, AND SECONDED BY COUNCIL MEMBER RUFFINO, FOR ADJOURNMENT OF THE PUBLIC HEARING, on roll, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

The Public Hearing was adjourned at 8:42 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

January 6, 2003

PRESENTATION OF ORGANIZATIONAL PREFILED RESOLUTIONS BY SUPERVISOR GIZA:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Association of Towns meeting in New York City
conflicts with the regular meeting of the Town Board scheduled for February 17, 2003.

NOW, THEREFORE, BE IT

RESOLVED, that Rule 1 of the Rules of Order of the Town of Lancaster, as
adopted by the Town Board on January 1, 2002 be amended to provide for replacement of the
regular meeting originally scheduled to be held on February 17, 2003 with a meeting to be held
on February 24, 2003, said replacement meeting to be held at the Lancaster Town Hall at 8:00
P.M., the usual time and place for regular Town Board meetings.

BE IT FURTHER

RESOLVED, that Rule 1 of the Rules of order of the Town of Lancaster, as
adopted by the Town Board on January 1, 2002 be amended to provide for the replacement of the
regular meeting originally scheduled to be held on February 3, 2003 with a meeting to be held on
February 10, 2003, said replacement meeting to be held at the Lancaster Town Hall at 8:00 P.M.,
the usual time and place for regular Town Board meetings.

The question of the adoption of the following resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

File: Rannual.odd (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the following appointments be and hereby are made by the
Town Board of the Town of Lancaster for the term indicated:

GOBER, JOHN, be and is hereby appointed Member, Planning Board, for the period of
January 1, 2003 to December 31, 2009.

MARYNIEWSKI, WILLIAM, be and is hereby appointed Member, Zoning Board of
Appeals, for the period January 1, 2003 to December 31, 2007.

KEYSA, STANLEY JAY, be and is hereby appointed Chairman, Planning Board, for
the period of January 1, 2003 to December 31, 2003.

QUINN, RICHARD, be and is hereby appointed Member, Zoning Board of Appeals, for
the period January 1, 2003 to December 31, 2007.

LEHRBACH, JEFFREY, be and is hereby appointed Chairman, Zoning Board of
Appeals, for the period of January 1, 2003 to December 31, 2003.

The question of the adoption of the following resolution was duly put
to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

File: Rannual.odd (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

RESOLVED, by the Town Board of the Town of Lancaster as follows:

SECTION 1:

That those Town elected and appointed officials whose expenses have been allowed in the 2003 Budget, be and hereby are authorized to attend the 2003 Annual Meeting of the Association of Towns of the State of New York, to be held in New York City on February 16TH, 17TH, 18TH, and 19TH, 2003, with reimbursement for actual and necessary expenses, not to exceed the sum of **\$1,300.00** per individual attending.

SECTION 2:

That **SUPERVISOR ROBERT H. GIZA** be and hereby is appointed as a delegate to the Annual Meeting of the Association of Towns of the State of New York, to be held in New York city on February 16TH, 17TH, 18TH, and 19TH, 2003, and that Council Member Ruffino and Council Member Stempniak be and are hereby appointed alternate delegates, in order, to the aforesaid meeting.

SECTION 3:

That during the year 2003, Town department heads or officials whose expenses have been allowed in the 2003 Budget are hereby authorized to attend in **Allegheny, Cattaraugus, Chautauqua, Erie, Genesee, Monroe, Niagara and Wyoming Counties**, the regular luncheon/dinner meetings of the various official organizations relating to their official duties as Town department heads or officials, and that the necessary expenses incurred in traveling to or from said meeting and in addition thereto, the cost of such meals, not to exceed the sum of \$30.00 per luncheon or dinner, and membership fees, are hereby determined a legitimate Town expense for which such officials shall be reimbursed.

Assessor:

Erie County Assessors' Organization
Institute of Assessing Officers
International Association of Assessing Officers
New York State Assessors' Association
New York State Assessors' Association Conference

Assessor - Real Property Appraiser:

Erie County Assessor's Association
New York State Assessors' Association

Building Inspector:

Building Official and Code Administration
Erie County Fire Inspectors' Association
Finger Lakes Building Inspectors' Seminar
National Fire Protection Association
New York State Building Officials' Conference
Niagara Frontier Building Inspectors' Association
Niagara Frontier Building Inspectors' Seminar
Niagara Frontier Building Inspectors' Educational Conference Executive Board
Niagara Frontier Building Inspectors' Executive Board
Western New York Fire Marshall' Association

Building Inspector - Assistants:

Erie County Fire Inspectors' Association
New York State Fire Academy
Niagara Frontier Building Inspectors' Association
Niagara Frontier Building Inspectors' Seminar
State Emergency Management School
Western New York Fire Marshall' Association

Court - Clerks:

Court Clerks' Association
New York State Magistrates Clerks' Association
Association of Towns of the State of New York (2)

Court - Justices:

Erie County Magistrates' Association
Judges and Police Executives of Erie County
New York State Magistrates' Association

Director of Administration and Finance:

New York State Government Finance Officers' Association

Engineer:

Town Engineers Association of Erie County
Local APWA
Western NY Utilities Association
Niagara Frontier Utility Contractors Association

Fire Inspector:

Erie county Fire Inspectors' Association
Western New York Fire Marshalls' Association
Niagara Frontier Building Inspectors' Association
Niagara Frontier Building Inspectors' Seminar
NFPA - Western New York Chapter
Finger Lakes Seminar

Highway Superintendent:

Erie County Association of Town Superintendents of Highways
New York State Association of Town Superintendents of Highways
Cornell Local Roads Program For Highway Superintendents

Historian:

Buffalo and Erie County Historical Society
Erie County Federation of Historical Societies
New York State Historical Association
Town Historians' Association of Western New York

Lancaster Industrial Development Agency:

Depew-Elma-Lancaster Chamber of Commerce
Industrial Development Conferences, as necessary
Industrial Forum of Eastern Erie County and Steering Committee meetings

Police Chief:

Erie County Association of Chiefs of Police
Judges and Police Executives of Erie County
New York State Association of Chiefs of Police
W.N.Y. Association of Chiefs of Police
Mid Atlantic Great Lakes Organized Crime Law Enforcement Network
Conference
100 Club of Buffalo
International Association of Chiefs of Police in Western New York

Senior Data Processing Clerk in Tax Office:

Association of Erie County Governments
Association of Receivers and Collectors of Taxes, Erie County
Erie County Assessors' Association
New York State Association of Tax Receivers and Collectors

Supervisor and Council Members:

American Society for Public Administration
Association of Erie County Governments
Depew-Elma-Lancaster Chamber of Commerce
Ellicott Creek Watershed Committee
Erie County Disaster Preparedness Advisory Board
Erie County Emergency Medical Services Advisory Board
Erie County Emergency Services Steering Committee
Erie County Fire Services Council
Erie County Housing Steering Committee and other community
development related meetings
Erie County Reval Consortium
Erie County Sewer District No. 4
Industrial Forum of Eastern Erie County
Industrial Development conferences as necessary
Lancaster Opera House, Inc.
New York State Association of Towns
New York State Association of Large Towns
New York State Supervisors' and Legislators' Association
NFTA Technical Advisory Committee on GBIA Terminal Master Plan
NFTC Long Range Transportation Plan Subcommittee
Other Intermunicipal conferences in Erie County as necessary
Upstate Municipal Risk Association
Erie County Association of Town Superintendents of Highways
New York State Association of Town Superintendents of Highways

Town Clerk:

Association of Erie County Governments
Association of Receivers and Collectors of Taxes, Erie County
Association of Records Managers and Administrators, Inc.
Erie County Assessors' Association
Town Clerks' Association of Erie County
Town Clerks' Association of New York State
New York Association of Local Government Record Officers
New York Association of Tax Receivers and Collectors

Youth Bureau - Executive Director/Chairman:

Erie County Comprehensive Planning committee (Youth)
New York State Association of Youth Bureaus and Youth Boards
Western New York Association of Youth Bureaus and Youth Boards

SECTION 4:

That all conferences, seminars, lectures and meetings not falling within a pattern of regular attendance and **not exceeding \$400.00** in reimbursable expenses, including mileage reimbursement, may be approved for attendance by the Supervisor pursuant to Section 77-b of the General Municipal Law. Conferences, seminars, lectures and meetings **exceeding \$400.00** shall require the approval of the Town Board.

SECTION 5:

That during the year 2003, all Town officials and employees be and hereby are authorized to be paid standard mileage per mile for the use of their personal automobiles on all Town business at a rate equal to the Internal Revenue Service Guideline Regulations for 2003 mileage reimbursement.

SECTION 6:

That the Building Inspector be and is hereby authorized to attend the Finger Lakes Seminar and the New York State Building Inspectors' Associations code course during the year 2003 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 7:

That two (2) Assistant Building Inspectors be and are hereby authorized to attend the Finger Lakes Seminar and the New York State Building Inspectors' Seminar and the Montour Falls New York State Fire Academy during the year 2003 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 8:

That the Assessor be and is hereby authorized to attend the Cornell University Extension Service during the year 2003 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 9:

That staff employees of the Parks, Senior Facility, and Buildings & Grounds Department whose expenses have been allowed in the 2003 Budget, be and are hereby authorized to attend the 2003 Annual Meeting of the Health, Physical Education and Recreation Conference of the State of New York with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 10:

That the Supervisor and one Town Board Member be and is hereby authorized to attend the 2003 Annual National Association of Towns Conference in Washington, D.C. with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 11:

That the Town Clerk or her designee be and is hereby authorized to attend the Annual Conference of the New York State Town Clerks' Association, Inc., the Annual Conference of the New York State Association of Local Government Records Officers and the Annual Seminar for Tax Collection Officers during the year 2003 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 12:

That the Police Chief be and is hereby authorized to attend the Annual Conference of the Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network (MAGLOCLN) with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 13:

That the Highway Superintendent be and is hereby authorized to attend all Association of Towns Highway Schools during the year 2003 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 14:

That the Director of Administration and Finance be and is hereby authorized to attend the New York State-GFOA One Day Training Seminar and Annual Conference during the year 2003 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

SECTION 15:

That the General Crew Chief of the Parks, Senior Facility and Buildings & Grounds Department and two members of the Recreation Commission be and are hereby authorized to attend the New York State Recreation and Parks Society and New York State Association of Continuing Community Educators' Annual Conference with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER MONTOUR, TO WIT:

RESOLVED, that the following Schedule of Salaries and hourly rates be and hereby
is adopted for the CSEA White Collar Union employees for the year 2003: (Amounts represent annual
salaries unless otherwise specified)

TO BE PAID BI-WEEKLY

ASSESSOR:

Clerk Typist (Herrmann)	32,381.00
Real Property Appraiser (Hanley)	40,905.00
Real Property Appraiser Technician (Juliano)	36,911.00

BUILDING AND ZONING:

Assistant Building Inspector (Campisano/Pease)	40,696.00 each
Building/Zoning Clerk (Garcia/Maciejewski)	32,381.00 each

COURT:

Clerk Typist (Kane/Cox)	32,381.00 each
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ENGINEER:

Construction Inspector (Smith)	40,696.00
Supervising Clerk (Augustine)	36,762.00

HIGHWAY:

Crew Chief (Cacciotti)	25.62 per hour
Highway Maintenance Clerk (Zipp)	32,381.00
Working Crew Chief (Kocialski)	25.62 per hour

PARKS, RECREATION, FORESTRY AND BUILDINGS:

Clerk Typist (Gryczynski)	32,381.00
Laborer Aides (Cicarelli/Marino/Everett/Stanek/Warrington)	14.83 per hour each
Laborers (Gangloff/Giroux/Lubera/Perillo/ Hoffmann/Dudas/Zimmerman)	19.37 per hour each
Recreation Attendant, F.T. (Piccolo)	32,381.00

SUPERVISOR:

Sr. Clerk Stenographer (Greco)	42,613.00
Sr. Account Clerk (Palano)	38,757.00

TOWN CLERK:

Clerk Typist (Nowak/Blank)	32,381.00 each
Senior Data Processing Clerk (Stock)	41,974.00

YOUTH BUREAU:

Program Coordinator (Harrington)	38,757.00
Youth Counselors (Candino/Schanne)	38,757.00 each
Youth Court Coordinator Prov. (Wolcott)	31,949.00
Clerk Typist (Graber)	32,381.00

and,

BE IT FURTHER

RESOLVED, that all types of compensation, where applicable, be paid according to the terms of the agreement between the Town of Lancaster and the CSEA White Collar Unit.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

RESOLVED, that the following Schedule of Salaries be and is hereby adopted for the year
2003: (amounts represent annual salaries unless otherwise specified)

TO BE PAID BI-WEEKLY

ASSESSOR:

Assessor, (Fusco) 54,048.00

BINGO:

Bingo Inspector, P.T. (Richardson - includes mileage) 60.00 per insp.
Bingo Inspector, P.T. (Crinzi/Wilkosz/Diebel/
Weremblewski includes mileage) 55.00 per insp.
Games of Chance Auditor, P.T. (O'Rourke - includes mileage) 60.00 per audit

BUDGET OFFICER: (Giza) 6,427.00

BUILDING AND ZONING:

Building Inspector (Simme) 52,473.00
Building Inspector (Simme) (Village) 7,000.00
Clerk, P.T. (Flanagan) 14.08 per hour
Clerk, P.T. (Kryman) 8.56 per hour
Fire Inspector, P.T. (Revelas) 13.64 per hour
Fire Inspector, P.T. (Bistoff) 13.64 per hour

COURT:

Clerk to Town Justice (Filipowicz/Feldmann) 32,381.00 each
Clerk P.T. (Kane) 4,382.00
Town Justices (Dwan/Kelleher) 33,148.00 each

COUNCIL MEMBERS: (Montour/Ruffino/Stempniak/Zarbo) 15,317.00 each

DIRECTOR OF ADMINISTRATION AND FINANCE :

Director of Administration and Finance (Brown) 58,973.00

DISASTER PREPAREDNESS:

Natural Disaster Services Coordinator P.T. (MacPeck,R.) 13,490.00

DOG CONTROL:

Dog Control Officer (Horn) 37,470.00
Dog Control Officers, P.T. (Sherman/Muench/Sitek)
Full is \$15.43 per hour
75% 0 - 1040 hours - cumulative Town service 11.57 per hour
80% 1041 - 2080 hours - cumulative Town service 12.34 per hour
85% 2081 - 3120 hours - cumulative Town service 13.11 per hour
90% 3121 - 4160 hours - cumulative Town service 13.88 per hour
95% 4161 - 5200 hours - cumulative Town service 14.65 per hour
100% greater than 5200 hours - cumulative Town service 15.43 per hour

DRAINAGE:

Drainage Officer P.T.: (Labenski) 4,653.00

ENGINEERING:

Town Engineer (Labenski) 68,593.00

HIGHWAY ADMINISTRATION:

Highway Superintendent (Reese) 55,231.00

PARKS, RECREATION, FORESTRY, AND BUILDINGS:

Clerk Typist, P.T. (Jablonski) 17.79 per hour
General Crew Chief (McCracken) 52,943.00
Lifeguard P.T. (Fendzlau,E) 13.25 per hour
Recreation Attendant P.T. - Sr. Center (Arcese) 10.25 per hour
Recreation Attendant P.T. - Sr. Center (Beckler) 9.00 per hour
Recreation Attendant P.T. - (O'Rourke/Giglia) 8.10 per hour ea.
Recreation Attendant P.T. - Arts Director (Pesany-Au) 10.00 per hour
Recreation Attendant P.T. - Arts Instructor (Heidle) 11.25 per hour
Recreation Attendant P.T. - Hot Meals Operator (Valois) 9.25 per hour
Recreation Attendant P.T. - Hot Meals Director (Tanski) 11.50 per hour
Recreation Attendant P.T. - Ceramics Instructor (Weiss) 8.25 per hour
Recreation Supervisor P.T. - Night (Maras/Wasielewski) 8.25 per hour ea.
Recreation Supervisor P.T. - Night (Meyer) 8.00 per hour
Recreation Supervisor P.T. - Sr. Center (Bartz) 17.79 per hour
Van Driver P.T. - Sr. Citizen (Bastian/Delzer/Dobrowolski/Doktor/
Metzger/Meyer/O'Rourke/
Stephan/Zbock) 6.75 per hour ea.

POLICE:

Police Captains (Suchyna/Trzewieczynski) 70,294.00 each
Police Chief (Stoldt) 84,048.00
School Crossing Guard, P.T. (Meyers/Gaskin) 8.56 per hour ea.
Sr. Clerk Typist (Freund) 41,018.00
Clerk P.T. on step (Hunt) 11.98

SUPERVISOR:

Supervisor (Giza) 58,916.00
Assistant to the Supervisor (Fialkiewicz) 38,757.00
Clerk P.T. (Campanelli) 11.98 per hour

TOWN ATTORNEY:

Town Attorney (Sherwood) 56,820.00
Deputy Town Attorney P.T. (Sherwood) 50.00 per hour
Town Prosecutor P.T. (Lo Cicero) 12,234.00
Clerk Typist (Brehm) 32,381.00
Clerk P.T. on step (Cook)
Full is 11.98 per hour
90% until 910 hours - cumulative Town service 10.78 per hour
95% 911-1820 hours - cumulative Town service 11.38 per hour
100% 1821 hours - cumulative Town service 11.98 per hour

TOWN CLERK:

Town Clerk (Coleman) 56,304.00
Records Management Officer (Coleman) 5,172.00
Clerk P.T. (Quinn) 11.98 per hour
Clerk P.T. (Morrissey)
Full is 11.98 per hour
95% 911-1820 hours-cumulative Town service 11.38
100% greater than 1820 hrs.-cumulative Town service 11.98
Deputy Town Clerk (Allein) 32,381.00
Deputy Town Clerk (Perrello) 41,974.00
Deputy Receiver of Taxes (Wehner) 32,381.00

YOUTH BUREAU:

Executive Director (Trojanowsky) 53,804.00
Program Leader P.T. (Marks) 16.06 per hour

TO BE PAID SEMI-ANNUALLY

Planning Board Chairperson	3,328.00
Planning Board Members (6)	2,600.00 each
Clerk Typist P.T. Planning Board (Nowak)	70.00 per meeting
Registrar of Vital Statistics (Coleman)	900.00
Zoning Board of Appeals Chairperson	1,651.00
Zoning Board of Appeals Members (6)	1,285.00 each
Zoning Board of Appeals Clerk (Coleman)	2,685.00

TO BE PAID ON A PER DIEM BASIS

Assessment Review Board Chairperson	195.00 per day
Assessment Review Board Members (5)	155.00 per day ea.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED, that the following Schedule of Salaries be and hereby is approved

for the members of the Cayuga Club for the year 2003:

TO BE PAID BI-WEEKLY

Lieutenants (Curran/Murphy/Zuppelli)	61,505.00 each
Lieutenant Gill 1/6/03 - 7/5/03 1 st half of probationary period	57,069.00 annualized
7/6/03 - 12/31/03 2 nd half of probationary period	59,287.00 annualized
Lieutenant Domino (D.A.R.E. Officer)	63,505.00
Detectives (Robak/Lynch)	56,133.00 each
Police Officers (21)	52,633.00 each
Police Officer on step - (Albert) appointed 2/27/01	
Full is \$52,633.00	
for period 01/01/2003 - 02/26/2003	95% 50,002.00
02/27/03 at full rate	100% 52,633.00

and,

BE IT FURTHER

RESOLVED, that all other types of compensation, where applicable, be paid according to the terms of an agreement between the Town of Lancaster and the Cayuga Club.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR GIZA , WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER RUFFINO, TO WIT:

RESOLVED, that the pay rates for the following positions for members of the CSEA Blue Collar employees be and hereby are authorized for the year 2003:

TO BE PAID BI-WEEKLY

HIGHWAY DEPARTMENT:

Heavy Equipment Operator Bernacki, Snyder, Ludwig	20.91 per hour
Light Equipment Operator Drewniak, Franger, Latello, Loos, Nichter, Phillips, Gallagher, Wiepert	20.49 per hour
Laborer Bryski, DeBergalis, Dundon, Falletta, Lume, McKenzie, Paoella	19.92 per hour
Laborer (on step) Juliano	15.94 per hour
Automotive Mechanic Pempsell	21.39 per hour
Maintenance Worker Gulliford, Weremblewski	20.49 per hour
Laborer-Highway Jackson	21.39 per hour
Automotive Mechanic Helper Rogacki	21.11 per hour

and,

BE IT FURTHER

RESOLVED, that all other types of compensation, where applicable, be paid according to the terms of an agreement between the Town of Lancaster and the CSEA, Local Highway Unit #815,

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPNIAK, TO WIT:

RESOLVED, that the pay rates for the following positions for members of the Lancaster
Dispatcher Employee Association be and hereby are authorized for the year 2003: (amounts represent
annual salaries)

TO BE PAID BI-WEEKLY

POLICE DEPARTMENT:

Public Safety Dispatchers: 36,009.00 ea.
Brooks, Sharon M.
Cohan, Sharon A.
Firestone, Jane
Kerl, Carolanne
Balk, Jennifer A.
Stewart, Angela

Public Safety Dispatcher on step - (Malone) appointed 3/12/01
Full is \$36,009.00
for period 01/01/2003 to 03/11/2003 95% 34,209.00
03/12/2003 to full rate 100% 36,009.00

and,

BE IT FURTHER

RESOLVED, that all other types of compensation, where applicable, be paid according
to the terms of an agreement between the Town of Lancaster and the Lancaster Dispatcher Employee
Association.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the services of the Election Inspectors of the Town of Lancaster will
be needed for conducting the election process of the Town of Lancaster during the year 2003.

NOW, THEREFORE, BE IT

RESOLVED, that during the year 2003, the Election Inspectors of the Town of
Lancaster be paid as follows:

Primary Day (Fall)	(polls open 15 hours) _ \$126.90 each
Election Day	(polls open 15 hours) _ \$126.90 each
Election Inspectors' Training School Attendance -	\$ 25.38 each

and,

BE IT FURTHER

RESOLVED, that the Chairman of the Inspectors at each Polling Place be paid
an additional \$35.26 for the Fall Primary and Election Days.

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED, that pursuant to a resolution adopted by the Town Board on July 7, 1997, extending certain holiday benefits of the CSEA White Collar contract to all non-bargaining employees whose employment and benefits are governed by the Personnel Rules for Employees in the Service of the Town of Lancaster, the following calendar dates shall be observed as holidays during the year 2003 for non-bargaining employees:

January 1	New Year's Day
January 20	Dr. Martin Luther King, Jr. Day
February 17	Presidents' Day
April 18	Good Friday
May 26	Memorial Day
July 4	Independence Day
September 1	Labor Day
October 13	Columbus Day
November 4	Election Day
November 11	Veterans' Day
November 27	Thanksgiving Day
November 28	Day After Thanksgiving
December 24	½ Day Before Christmas Day (12:30 P.M.-5:00 P.M.)
December 25	Christmas Day
December 31	½ Day Before New Year's Day (12:30 P.M.-5:00 P.M.)

and,

BE IT FURTHER

RESOLVED, that pursuant to Article IV, "Holidays", of an agreement between the Town of Lancaster and the Town of Lancaster Highway Unit, Local #815, the following calendar dates shall be observed as holidays during the year 2003:

January 1	New Year's Day
February 12	Lincoln's Birthday
February 21	Washington's Birthday
April 18	Good Friday
May 26	Memorial Day
July 4	Independence Day
September 1	Labor Day
October 13	Columbus Day
November 4	Election Day
November 11	Veterans' Day
November 27	Thanksgiving Day
November 28	Day After Thanksgiving
December 24	½ Day Before Christmas Day (12:30 P.M.-5:00 P.M.)
December 25	Christmas Day
December 31	½ Day Before New Year's Day (12:30 P.M.-5:00 .P.M.)

and,

BE IT FURTHER

RESOLVED, that pursuant to Section 8.01, "Holidays and Holiday Assignments", of an agreement between the Town of Lancaster and the Town of Lancaster Police Benevolent Association, also known as the Cayuga Club, the following dates shall be observed as holidays during the year 2003:

January 1	New Year's Day
January 20	Dr. Martin Luther King Jr. Day
February 12	Lincoln's Birthday
February 22	Washington's Birthday
April 18	Good Friday
April 20	Easter Sunday
May 26	Memorial Day
July 4	Independence Day
September 1	Labor Day
October 13	Columbus Day
November 4	Election Day
November 11	Veterans' Day
November 27	Thanksgiving Day
December 25	Christmas Day

and,

BE IT FURTHER

RESOLVED, that pursuant to Article IV, "Holidays", of an agreement between the Town of Lancaster and the Town of Lancaster White Collar Unit, Local #815, the following calendar dates shall be observed as holidays during the year 2003:

January 1	New Year's Day
January 20	Dr. Martin Luther King, Jr. Day
February 17	Presidents' Day
April 18	Good Friday
May 26	Memorial Day
July 4	Independence Day
September 1	Labor Day
October 13	Columbus Day
November 4	Election Day
November 11	Veterans' Day
November 27	Thanksgiving Day
November 28	Day After Thanksgiving
December 24	½ Day Before Christmas Day (12:30 P.M.-5:00 P.M.)
December 25	Christmas Day
December 31	½ Day Before New Year's Eve (12:30 P.M.-5:00 P.M.)

and,

BE IT FURTHER

RESOLVED, that pursuant to Section 13.01 “Holidays”, of an agreement between the Town of Lancaster and the Lancaster Dispatcher Employee Association, the following calendar dates shall be observed as holidays during the year 2003:

January 1	New Year's Day
January 20	Dr. Martin Luther King, Jr. Day
February 17	Patriot's Day (a/k/a Presidents' Day)
April 18	Good Friday
May 26	Memorial Day
July 4	Independence Day
September 1	Labor Day
October 13	Columbus Day
November 4	Election Day
November 11	Veterans' Day
November 27	Thanksgiving Day
November 28	Day After Thanksgiving
December 24	½ Day Christmas Eve
December 25	Christmas Day
December 31	½ Day New Year's Eve

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER RUFFINO, TO WIT:

RESOLVED, that the Town Board wishes to provide for the following celebrations in
the 2003 Budget:

SECTION 1: The sum of \$1,100.00 among the Veterans organizations within the Town
of Lancaster and allocated as follows:

- Not to exceed \$350.00 - Lancaster Post, V.F.W.
- Not to exceed \$250.00 - Twin Village Post, V.F.W.
- Not to exceed \$250.00 - Depew Post, American Legion
- Not to exceed \$150.00 - Korean Era Chapter 203
- Not to exceed \$100.00 - American Ex-Prisoners of War

provided that such expenses as apportioned shall be paid upon properly itemized and audited vouchers
which shall be received during 2003.

SECTION 2: The sum of \$2,500.00 for the purpose of defraying the expenses of the
proper observance of Independence Day sponsored by the Village of Lancaster.

SECTION 3: The sum of \$2,500.00 for the purpose of defraying the expenses connected
with the Taste of Lancaster sponsored by the Village of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll
call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

RESOLVED, by the Town Board of the Town of Lancaster as follows:

That Rule 1 of the Rules of order of the Town of Lancaster, as adopted by the
Town Board on January 1, 2002 be amended to provide for the following amendments to the
times set for the Town Board Meeting of January 21, 2003:

6:30 P.M. - Work Session

7:00 P.M. - Joint Public Hearing with the Village of Depew Board
Members regarding the annexation of real property on
Columbia Avenue

8:00 P.M. - Regular Town Board Meeting

The question of the adoption of the following resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes of the Joint Meeting of the Planning Board and the
Town Board held December 16, 2002 and the Regular Meeting of the Town Board Held
December 16, 2002 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

File: RMIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Town of Lancaster has been involved in contract negotiations with the Lancaster Dispatcher Employee Association (LDEA), and

WHEREAS, the membership of this LDEA have ratified the terms of a three (3) year Collective Bargaining Agreement which is retroactive to January 1, 2002 and which will expire December 31, 2004, and

WHEREAS, the Town Board has been advised by the Town Attorney and Labor Consultant that the terms of the Agreement are fair and reasonable and after review and consideration the Town Board believes it in the public interest to ratify the collective bargaining agreement with the LDEA on the terms and conditions as negotiated.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby ratify the terms and conditions of the Collective Bargaining contract with the Lancaster Dispatcher Employee Association (LDEA) and further authorizes the Supervisor of the Town of Lancaster to execute a contract with LDEA retroactive to January 1, 2002 and expiring on December 31, 2004.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, WALDEN COLLISION, 4274 Walden Avenue, Lancaster, New York, has submitted a Site Plan prepared by Louis D. Pease, Registered Architect, and received November 19, 2002 for the construction of a new 4,000 square foot collision shop located at 4274 Walden Avenue in the Town of Lancaster, and

WHEREAS, the Planning Board has reviewed the plan, and at its meeting December 4, 2002 has recommended approval of this project, and

WHEREAS, a SEQR Review of this project was held December 16, 2002 and a negative declaration was issued at that time.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by **WALDEN COLLISION**, prepared by Louis D. Pease, Architect and received November 19, 2002 for the construction of a new 4,000 square foot collision shop located at 4274 Walden Avenue in the Town of Lancaster contingent on the following:

- Dumpster to be placed behind the building within the fence
- 6' stockade fence behind the building for screening

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning - Section 20 (B) of the Code of the Town of Lancaster, upon the application of **DONALD C. BABCOCK**, owner of **WALDEN COLLISION**, for a Special Use Permit for an auto collision business on premises located at 4274 Walden Avenue in the Town of Lancaster, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50-Zoning, Section 20 (B), entitled “Commercial Motor Service District” of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Donald C. Babcock**, owner of Walden Collision, located at 4274 Walden Avenue, in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town of Lancaster has heretofore provided a Nutrition Program Congregate Dining Site for the Elderly, and

WHEREAS, it is necessary to execute an Agreement between the Town of Lancaster and the County of Erie for the continuance of this program in 2003.

**NOW THEREFORE, BE IT
RESOLVED**, as follows:

- 1. That the Supervisor be and is hereby authorized to execute an Agreement between the Town of Lancaster and the County of Erie for the operation of a Nutrition Program Congregate Dining Site for the Elderly for the year 2003, and
- 2. That the Director of Administration and Finance be and is hereby authorized to sign vouchers with funds to be received by the Supervisor.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

File: ranutritionprogram2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously advertised for bids for furnishing 2003 Police Cars to the Police Department in accordance with the specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were opened on December 13, 2002, and

WHEREAS, the Chief of Police of the Town of Lancaster by letter dated December 20, 2002 has recommended the purchase of vehicles in accordance with said specifications from the low bidder thereon, Delacy Ford, Inc., 3061 Transit Road, Elma, New York 14059.

**NOW, THEREFORE, BE IT
RESOLVED, as follows:**

1.. That the bid of Delacy Ford, Inc., is accepted and that an order for vehicles is hereby authorized to be placed by the Chief of Police as follows:

The purchase of five (5) 2003 Type A Police Vehicles
at a unit price of \$21,484.00 per vehicle = **\$107,420**

2. The Town Board hereby authorizes the Chief of Police to determine which of the trade-in vehicles will be delivered to Delacy Ford, Inc., at such time as it is determined which Town department(s) wish to acquire some or all of the trade-ins.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, AERO AUTO BODY WORKS, 991 Aero Drive, Cheektowaga, New York, has submitted a Site Plan prepared by Kulback’s Construction, Inc. dated November 2, 2002 and received November 6, 2002 for the construction of a new 9,000 square foot single story pre-engineered metal building (Aero Auto Body Works) to be located at 975 Ransom Road in the Town of Lancaster, and

WHEREAS, the Planning Board has reviewed the plan and at its meeting November 20, 2002 has recommended approval of this project, and

WHEREAS, a SEQR Review of this project was held December 16, 2002 and a negative declaration was issued at that time.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by **AERO AUTO BODY WORKS**, prepared by Kulback’s Construction, Inc., dated November 2, 2002 and received November 6, 2002 for the construction of a new 9,000 square foot single story pre-engineered metal building (Aero Auto Body Works) to be located at 975 Ransom Road in the Town of Lancaster contingent on the following conditions:

- Three Scotch Pines to be changed to Concolor Fir or Blue Spruce species.
- Replace the chain link fence on the south side of building with board-on-board or similar type fencing for screening.
- Move dumpster behind building to achieve screening.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning - Section 20 (B) of the Code of the Town of Lancaster, upon the application of **Kenneth D Pezdek**, owner of **AERO AUTO BODY WORKS**, for a Special Use Permit for an automotive repair business on premises located at 975 Ransom Road in the Town of Lancaster, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50-Zoning, Section 20 (B), entitled “Commercial Motor Service District” of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Kenneth D. Pezdek**, owner of Aero Auto Body Works located at 975 Ransom Road, in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, ANIMAL EYE CARE, has submitted a Site Plan, dated December 3, 2002 and received December 3, 2002, prepared by Silvestri Architects, P.C. for the construction of a 4,300 square foot single story brick faced animal clinic on its property located at 4865 Transit Road in the Town of Lancaster, and

WHEREAS, at its meeting December 18, 2002, the Planning Board recommended approval of this project, and

WHEREAS, a SEQR review was held on Monday, January 6, 2003 at which time a Negative Declaration was issued.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by **Animal Eye Care** and prepared by **Silvestri Architects, P.C.** dated December 3, 2002 and received December 3, 2002 for the construction of a 4,300 square foot single story brick faced animal clinic located on 4865 Transit Road in the Town of Lancaster, subject to the following conditions:

- additional conifer trees will be added to the eastline of the property to the satisfaction of the General Crew Chief Terrence McCracken
- applicant to provide proof of permission to connect with Anderson’s Frozen Custard’s parking lot, 4855 Transit Road

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, Grantmakers Advantage, Inc., a grant writing/consultant firm, has furnished a proposal to the Town of Lancaster, which proposal sets forth the grant writing and consulting services to be provided, and

WHEREAS, the Town Board has reviewed the beforementioned proposal and deems it in the public interest to retain said firm to provide grant writing/consultant services for the year 2003 at an annual rate of \$18,500.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to retain Grantmakers Advantage, Inc., 7 Marina Park South, Buffalo, New York for the purpose of providing grant writing/consultant services to the Town of Lancaster for the year 2003 at an annual rate of \$18,500.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

File: Rgrant consultant

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA , WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster authorized the public auction of two parcels of real property owned by the Town of Lancaster and said auction of these parcels was held on December 21, 2002, and

WHEREAS, a parcel known as the paper street, Fillmore Avenue was opened for bids at the sum of \$50,000 plus a 5% buyer premium fee, and

WHEREAS, designated auctioneer Joseph Maciejewski has reported to the Town that a bid in the sum of \$50,000 plus the 5% buyer premium fee was made by James D. Basil and that there were no other bids offered on the property, and

WHEREAS, the Town Board has reviewed the result of the auction and after due review and consideration deems it in the public interest to cause the sale of the Town owned parcel known as the paper street, Fillmore Avenue, SBL 115.09-1-51 to James D. Basil who offered a bid in the sum of \$50,000 plus a 5% buyer premium fee.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster directs the Town Attorney to complete the closing of the sale of the beforementioned parcel pursuant to the contract and purchase agreement between James D. Basil and the Town of Lancaster.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
STEMPNIAK, , TO WIT:

WHEREAS, the Town of Lancaster and Village of Lancaster are recipients of a New York State Education Department grant for the restoration of a Town building at Lancaster Town Center which will be utilized as a joint record storage facility, and

WHEREAS, according to regulations set forth in the grant, the Town must act as the employer in hiring personnel to perform duties relating to the Village of Lancaster’s records, namely, physically reorganizing inactive and archival records, entering record information into dedicated software for record retrieval and transferring and organizing the newly boxed records to the remodeled facility located at the Town Center, and

WHEREAS, Village Clerk Tammy Derkovitz has requested the appointment of Kathy Wulf to this position, which will be funded in the amount of \$3,120 from the State Education Department.

NOW, THEREFORE, BE IT

RESOLVED, that **KATHY WULF**, 77 Woodlawn Avenue, Lancaster, New York 14086, be and is hereby appointed to the position of Clerk, Part Time, Temporary, retroactive to November 1, 2002, at an hourly rate of \$10.00 for a period of 5 months with no benefits and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, Richard Reese, has advised the Town Board that the Highway Department has a 1989 White dump truck (Vin No. 4V2SEBBDOKU503185) which is no longer of use to the department and he has requested that the Town Board therefore deem the property to be surplus property and expose it to auction, and

WHEREAS, the Town Board has given due consideration to the request of the Highway Superintendent and deems it in the public interest to declare the beforementioned property to be surplus property and permit a public auction of same.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby declares the beforementioned property to be surplus property and authorizes the Highway Superintendent to hold a sealed bid auction of the beforedescribed vehicle with the Town Clerk to publish the Public Notice of Auction in the Lancaster Bee, the official newspaper of general circulation in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

**LEGAL NOTICE
PUBLIC AUCTION
OF 1989 WHITE DUMP TRUCK**

Notice is hereby given that the Town Highway Superintendent will receive sealed bids on a surplus vehicle to wit: 1989 White dump truck.

Bids shall be submitted in writing in person in a sealed envelope on or before 10:00 AM Local Time on January 22, 2003 to the office of the Town Clerk, 21 Central Avenue, Lancaster, New York.

The minimum bid price is \$10,000. All bids must be accompanied by a bank check representing 10% of the bid price offered payable to the Town of Lancaster. The balance from the successful bidder is due 48 hours after the bid opening. Bid deposits from all unsuccessful bidders will be returned within five business days after the bid opening.

The vehicle may be inspected at the Town of Lancaster Highway Department, 525 Pavement Road, Lancaster, New York by contacting the Highway Department at 683-3426 to make an appointment.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER MONTOUR, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER RUFFINO, TO WIT:

WHEREAS, a vacancy exists for the position of Police Lieutenant in the
Police Department of the Town of Lancaster, and

WHEREAS, Gerald Gill has served in the Police Department since 1986 and
has demonstrated the expertise for this position, and

WHEREAS, the Personnel Office of the County of Erie has informed the
Supervisor of the Town of Lancaster that Gerald Gill has successfully passed a civil service
examination and placed among the top three (3) candidates for this position.

NOW, THEREFORE, BE IT

RESOLVED, that Gerald Gill, 40 Lakeside Crescent, Lancaster, New York
be and is hereby appointed to the position of Police Lieutenant in the Police Department of the
Town of Lancaster effective January 6, 2003, and that the annual salary for this position is
\$61,505 as set forth in the 2003 Schedule of Salaries for this position.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary
action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED NO
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPIAK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts as per abstract to be filed in the Office of the
Town Clerk by the Director of Administration and Finance, to wit:

2002

Claim No. 18029 to Claim No. 18040 Inclusive
Total amount hereby authorized to be paid: \$533,946.18

2003

Claim No. 1 to Claim No. 236 Inclusive
Total amount hereby authorized to be paid: \$706,131.53

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby
reaffirmed:

CODES:

(SW) = Sidewalks as required by Chapter 12_1B. of the Code of the Town Lancaster are
waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

NEW PERMITS:

10138	St. Mary's High School	142 Laverack Ave	Er. Comm. Add	(V/L)
10146	DPL Delaware Corp	6 W Main St	Er. Comm. Alt.	(V/L)
10147	Forbes Homes Inc	3 Nottingham Ln	Er. Dwlg._Sin.	
10148	Young, Thomas	67 Lake Ave	Dem. Dwlg.	(V/L)
10149	Carnevale, Kenneth	310 Enchanted Forest N	Er. Shed	
10150	Marrano/Marc Equity Inc	28 Trentwood Trl N	Er. Dwlg._Sin.	
10151	Braymiller Builders Inc	4797 William St	Er. Res. Add.	
10152	Reese, Terrance	237 Pavement Rd	Er. Res. Add.	
10153	Karp, James	15 Parkedge Dr	Er. Shed	
10154	Mordeno Const. Co	6319 Broadway	Er. Dwlg._Sin.	
10155	Crist Contracting	462 Aurora St	Er. Res. Add.	
10156	Crist Contracting	46 Gale Dr	Er. Res. Add.	
10157	All Around Fencing	39 Quail Run Ln	Er. Fence	
10160 SW	Kulback's & Associates	6495 Transit Rd	Er. Comm. Bldg.	
10161 SW	Kulback's & Associates	6495 Transit Rd	Er. Comm. Bldg.	
10162	Forbes Homes	16 Nottingham Ln	Er. Dwlg._Sin.	
10163	Marrano/Marc Equity	40 Cedar Brook Dr	Er. Dwlg._Sin.	

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for
sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance
requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

January 6, 2003

File:Rbldg2

COMMUNICATIONS & REPORTS:

1. Richard E. Sharpe to Town Board -
Requests that the Town assume responsibility of removal of snow on State and County highway sidewalks. DISPOSITION = Sidewalk Committee
2. Highway Superintendent to Town Board -
Request for determination regarding truck. DISPOSITION = Resolution
1/6/2003
3. Roy Schneggenburger to Town Board -
Transmittal of petition regarding retirement date of Chief of Police.
DISPOSITION = Received & Filed
4. Jeremy A. Colby to Town Board -
Comments regarding the DEIS of the proposed Pleasant Meadows Subdivision.
DISPOSITION = Planning Committee
5. Town Clerk to Town Board -
Final report of 2002-2003 school tax collection. DISPOSITION = Received & Filed
6. Roy Schneggenburger to Town Board -
Comments regarding availability of Senior Van. DISPOSITION = Received & Filed
7. Southeast Works to Town Board -
Letter regarding contractual agreement for janitorial service at Town Court and Police Station. DISPOSITION = Resolution, Town Attorney
8. Joan Lillis to Supervisor -
Letter regarding update of Rural/Metro Medical Services in Western New York.
DISPOSITION = Received & Filed
9. NYSDOT to Town Attorney -
Notification of Lead Agency Designation to the Town of Lancaster regarding Walden Collision SEQR/site plan; comments noted. DISPOSITION = Resolution 1/6/2003
10. Highway Superintendent to Planning Board Chairman -
Approval of site plan for Animal Eye Care; comment noted. DISPOSITION = Planning Committee
11. Planning Board to Town Board -
Approval of Site Plan for Animal Eye Care with conditions. DISPOSITION = Resolution 1/6/2003

12. Planning Board Chairman to Town Board, Town Engineer, Town Attorney & Building Inspector -
Draft copy of minutes of meeting held December 18, 2003. DISPOSITION = Received & Filed
13. Grantmakers Advantage, Inc. to Supervisor -
Transmittal of Annual Status report for grant monies received by the Town for 2002 and contract for services for 2003. DISPOSITION = Resolution 1/6/2003
14. Erie County Dept. of Senior Services to Supervisor -
Enclosure of the 2003 Renewal Agreement for the County Nutrition Program for the Elderly. DISPOSITION = Resolution 1/6/2003
15. Town Clerk to Zoning Board Members, Building Inspector, Town Attorney -
Transmittal of legal notice of a Public Hearing to be held on January 9, 2003. DISPOSITION = Received & Filed
16. Village of Lancaster to Town Board -
Transmittal of Official Minutes of meeting held December 9, 2002. DISPOSITION = Received & Filed
17. Highway Superintendent to Town Board -
Request to designate 1989 dump truck as surplus and to publish for bids. DISPOSITION = Resolution 1/6/2003
18. Town Attorney to Town Board, Planning Board, Town Clerk, Building Inspector, Town Engineer -
Notice of SEQR meeting January 6, 2003 at 6:30 PM regarding the site plan of Animal Eye Care Clinic. DISPOSITION = Received & Filed
19. Town Clerk to Various News Media -
Notice to media of SEQR meeting January 6, 2003 at 6:30 PM to review the site plan of Animal Eye Care Clinic. DISPOSITION = Received & Filed
20. NYS Department of Transportation to Town Attorney -
Notification of Lead Agency Designation to the Town of Lancaster regarding Animal Eye Care Clinic; comments noted. DISPOSITION = Resolution 1/6/2003
21. Roy Schneggenburger, Henry Gull to Town Board -
Transmittal of petition regarding retirement of Chief of Police. DISPOSITION = Received & Filed
22. Chief of Police to Supervisor -
Request awarding of bid to DeLacy Ford for police vehicles. DISPOSITION = Resolution 1/6/2003

23. NYS Department of Environmental Conservation to Supervisor -
Letter regarding Local Law for Flood Damage Prevention. DISPOSITION =
Town Attorney & Town Engineer
24. Highway Superintendent to Town Board -
Transmittal of 2002 Highway Inventory. DISPOSITION = Received & Filed
25. Joseph S. Juszczak to Town Board -
Letter regarding retirement of Chief of Police. DISPOSITION = Received &
Filed
26. The Association of Towns of the State of New York to Town Clerk -
Transmittal regarding the 2003 Training School and Annual Meeting to be held
on February 16 -19, 2003. DISPOSITION = Received & Filed
27. Doris Huber to Supervisor and Town Board -
Letter of resignation from the Lancaster Youth Board. DISPOSITION =
Received & Filed
28. L.I.D.A. to Supervisor -
Notice of Public Hearing on January 16, 2003 at 4:00 PM at the Town Hall
regarding assistance for the Buffalo Logistics LLC Project. DISPOSITION =
Received & Filed
29. NYS Department of Transportation to Town Board -
Transmittal regarding proposed reconstruction of Transit Road between I-90 and
Route 5. DISPOSITION = Received & Filed, Town Engineer

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER RUFFINO AND SECONDED BY
COUNCIL MEMBER STEMPIAK, on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

The meeting was adjourned at 9:18 P.M.

Signed _____
Johanna M. Coleman, Town Clerk